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8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 OBIE STEVEN ANTHONY,) Civil No. 08cv1674 JLS (RBB)
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12 Plaintiff,) **REPORT AND RECOMMENDATION**
13 v.) **GRANTING DEFENDANTS' MOTION**
14 LEW,) **FOR JUDGMENT ON THE PLEADINGS**
15) **[DOC. NO. 30]**
16 Defendant.)
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16 On March 4, 2010, Defendants Cate and Small filed a Motion for
17 Judgment on the Pleadings [doc. no. 30]. On May 13, 2010, the
18 Court held a telephonic settlement conference during which
19 Plaintiff stated that he had no objection to Defendants' Motion and
20 also agreed to dismiss both Cate and Small [doc. no. 32]. The
21 Court issued a separate minute order reflecting Plaintiff's consent
22 to granting the Motion [doc. no. 32]. Thus, the Court recommends
23 **GRANTING** Defendants' Motion for Judgment on the Pleadings [doc. no.
24 30] and **DISMISSING** Defendants Cate and Small.

25 This Report and Recommendation will be submitted to the United
26 States District Court judge assigned to this case, pursuant to the
27 provisions of 28 U.S.C. § 636(b)(1). Any party may file written
28 objections with the Court and serve a copy on all parties on or

1 before June 10, 2010. The document should be captioned "Objections
2 to Report and Recommendation." Any reply to the objections shall
3 be served and filed on or before June 17, 2010. The parties are
4 advised that failure to file objections within the specified time
5 may waive the right to appeal the district court's order. Martinez
6 v. Ylst, 951 F.2d 1153 (9th Cir. 1991).

7 **IT IS SO ORDERED.**

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9 DATE: May 13, 2010


RUBEN B. BROOKS
United States Magistrate Judge

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11 cc: Judge Sammartino
12 All Parties of Record
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